

**SUPREME COURT MINUTES  
FRIDAY, JUNE 19, 1998  
SAN FRANCISCO, CALIFORNIA**

S058629      Ruth Shulman et al., Appellants

v.

Group W Productions Inc., et al., Respondents

The time for granting or denying a rehearing in the above cause is hereby extended to and including August 30, 1998, or the date upon which a rehearing is either granted or denied, whichever occurs first.

Orders were filed in the following matters extending the time within which to grant or deny a petition for review to and including the date indicated, or until review is either granted or denied:

A073529/S070140    People v. Brian Michael Eads - August 6, 1998.

A074321/S070064    People v. John Robert Gromo, Jr. - August 4, 1998.

A074844/S070089    People v. Lontay Robertson - August 5, 1998.

A076192/S070098    People v. Theresa Gokey - August 5, 1998.

B092276/S069904    Stephen M. McNicholas et al. v. Los Angeles Police  
Commission et al. - July 29, 1998.

B094861/S070000    People v. Laurieanne Lamb Sconce et al. - July 31, 1998.

B097099/S070114    Peter Ramirez v. Yosemite Water Company - August 6,  
1998.

B100877/S069996    In re Charles Franklin Murdoch Jr. on Habeas Corpus;  
People v. Charles Franklin Murdoch Jr. - July 31, 1998.

B107229/S070102    People v. Gregory Dean Caliendo - August 5, 1998.

B109810/S070065    People v. Duane Smith - August 4, 1998.

B102881/S069830    People v. Armando Cramer - July 27, 1998.

- B111328/S070107 People v. Kevin Vernard Whitfield - August 6, 1998.
- B111962/S069987 In re Michael H., a Person Coming Under the Juvenile Court Law; People v. Michael H. - July 31, 1998.
- B111973/S069974 People v. Robert Frederick Desimone - July 31, 1998.
- B112575/S069853 People v. Michael Encinas - July 27, 1998.
- B113292/S069979 Norma Gutierrez v. Board of Retirement of Los Angeles County - July 31, 1998.
- B113430/S069906 People v. Manuel Raymond Munoz, Jr. - July 29, 1998.
- B113652/S070118 Standun Incorporated v. Fireman's Fund Insurance Company et al. - August 6, 1998.
- B121128/S070138 In re Frank W. Owen on Habeas Corpus - August 6, 1998.
- B121510/S070132 Roger Hoan Brady v. Los Angeles County Superior Court; People, RPI - August 6, 1998.
- C024362/S070166 People v. Willie Wagner - August 6, 1998.
- C024533/S070059 People v. Lonnie B. Adams - August 4, 1998.
- C024563/S069969 People v. Anerae Ve Shaughn Brown - July 31, 1998.
- C024613/S069900 People v. Tien Minh Vo et al. - July 27, 1998.
- C025529/S069931 People v. Michael Ray Jones - July 30, 1998.
- C025558/S070122 People v. Ellen K. Richardson - August 4, 1998.
- C025754/S070056 People v. Ran Patrick Williams - August 3, 1998.
- C025947/S069824 People v. Darrell Bruce Stapp - July 27, 1998.
- C026360/S070115 People v. Anthony Barraza - August 6, 1998.

C028940/S070017 In re Genia Rudel on Habeas Corpus - July 30, 1998.

D026148/S070120 In re Stanley Leroy Baer on Habeas Corpus; People v. Stanley Leroy Baer; And Companion Case - August 6, 1998.

D026826/S069896 People v. Anthony L. Johnson - July 29, 1998.

D026942/S069859 People v. Michael W. Johnson - July 24, 1998.

D028252/S069860 In re Michael W. Johnson on Habeas Corpus - July 24, 1998.

E017230/S070198 People v. Shawn Charles Hall - August 6, 1998.

E017857/S069796 People v. Raymond Rico - July 24, 1998.

E018143/S070061 People v. Jimmy Gonzales - August 4, 1998.

G018558/S070121 People v. Fernando Moreno; In re Fernando Moreno on Habeas Corpus; And Companion Case - August 6, 1998.

G020462/S069929 In re Mario G., a Person Coming Under the Juvenile Court Law; People v. Mario G. - August 3, 1998.

G022384/S069868 In re Massod Zaman on Habeas Corpus - July 28, 1998.

G023320/S070144 Landmark Insurance Company et al. v. Orange County Superior Court; Mohammad Minaie, RPI - August 6, 1998.

F025643/S069902 People v. Rodney Allen Dial - July 29, 1998.

F025664/S070066 People v. Robert Alan Counts - August 3, 1998.

F025835/S070116 People v. Michael James Kelley - August 6, 1998.

F025847/S069960 People v. Ricky Thomas Reed - July 31, 1998.

F025875/S069924 People v. Jaime Valencia - July 29, 1998.

F027554/S069807 People v. Danny Ray Pate - August 3, 1998.

F027685/S070023 People v. Enrique Alvizo - August 3, 1998.

H015322/S069937 People v. James Willie Hayes - August 6, 1998.

H016124/S070071 People v. Vincent Joseph Indalecio - August 4, 1998.

H016402/S069970 People v. Martin Cornejo Avila - July 31, 1998.

S012568 People, Respondent  
v.  
Philip Lucero, Appellant  
Application of appellant for extension of time to file appellant's  
reply brief is denied.

S015381      People, Respondent  
                    v.  
                    Tracey Lavelle Carter, Appellant

                    On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to and including August 17, 1998.

S022481 People, Respondent  
v.  
Martin Anthony Navarette, Appellant

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to and including July 20, 1998.

S064917      People, Respondent  
v.  
David Winston Gainey, Appellant

On application of respondent and good cause appearing, it is ordered that the time to serve and file respondent's answer to the amicus brief of the California Attorneys for Criminal Justice is extended to and including July 6, 1998.

S066106 People, Respondent

v.

Arashiek Wesley L. Williams, Appellant

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief on the merits is extended to and including July 15, 1998.

S067172 In re Tracy D. Cain

on

Habeas Corpus

On application of respondent and good cause appearing, it is ordered that the time to serve and file respondent's informal response to the petition for writ of habeas corpus is extended to and including August 18, 1998.

S069522 Peter Alan Kasler et al., Appellants

v.

Daniel E. Lungren, as Attorney General, etc. et al., Respondents

On application of the Attorney General and good cause appearing, it is ordered that the time to serve and file the opening brief on the merits is extended to and including July 17, 1998.

S062156 Dan Briggs et al., Appellants

v.

Eden Council for Hope and Opportunity et al., Respondents

The application of Lawyers' Mutual Insurance Company for permission to file an amicus curiae brief in support of respondents is hereby denied as untimely.

S068162 People, Respondent

v.

Danny Duarte, Appellant

The motion filed May 15, 1998, to relieve Maureen DeMaio as counsel for appellant is hereby GRANTED.

Upon request of appellant for appointment of counsel, Dennis A Fischer is hereby appointed to represent appellant on his appeal now pending in this court.

Appellant's brief on the merits shall be served and filed on or before thirty (30) days from the date of this order.

S071080 Thomas M. Thompson et al., Respondents  
v.

Department of Corrections et al., Appellants

The Petition for Transfer Before Decision and Request for Immediate Stay of Preliminary Injunction is denied without prejudice to the filing of a petition for review of the decision of the Court of Appeal, First Appellate District, Division Two, in Thompson v. Department of Corrections, A079924.

S064251      In re **Frederick Hill Stein** on Discipline

Good cause having been shown, it is hereby ordered that probation is revoked, the previously ordered stay of execution of suspension in the above-entitled matter is lifted, and **Frederick Hill Stein** shall be actually suspended from the practice of law for two years. The period of actual suspension shall commence upon the termination of the actual suspension ordered in S064251 (96-N-7817). Costs are awarded to the State Bar pursuant to Business and Professions Code section 6140.7 (as amended effective January 1, 1997).

S069421      In re **Cynthia Ann Dunning** on Discipline

It is ordered that **Cynthia Ann Dunning** be suspended from the practice of law for two years and until she has satisfactorily shown her rehabilitation, fitness to practice and learning and ability in the general law pursuant to standard 1.4(c)(ii), Standards for Attorney Sanctions for Professional Misconduct, that execution of said suspension be stayed, and that she be placed on probation for two years on conditions including actual suspension for 90 days and until she makes restitution to David Camey in the amount of \$4,800, plus 10% per annum interest from November 1, 1991 and to Rosa Bernardino in the amount of \$4,800 plus 10% per annum interest from November 1, 1991, or to the Client Security Fund, if appropriate, and furnishes satisfactory proof thereof to the State Bar Probation Unit. If her actual suspension should continue for two years or more, she shall remain actually suspended until she has satisfactorily shown her rehabilitation, fitness to practice and learning and ability in the general law pursuant to standard 1.4(c)(ii). She is also ordered to comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in

its order regarding the stipulation filed on February 4, 1998. It is also ordered that she take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order or during the period of his actual suspension, whichever is longer. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn. 8.) It is further ordered that she comply with rule 955, California Rules of Court, and that she perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the date this order is effective.\* Costs are awarded to the State Bar pursuant to Business and Professions Code section 6086.10 and are payable in accordance with Business and Professions Code section 6140.7 (as amended effective January 1, 1997).

\*(See Business & Professions Code, § 6126, subd. (c).)

S069422

In re **Jean Michael Irigoyen** on Discipline

It is ordered that **Jean Michael Irigoyen** be suspended from the practice of law for three years and until he has satisfactorily shown his rehabilitation, fitness to practice and learning and ability in the general law pursuant to standard 1.4(c)(ii), Standards for Attorney Sanctions for Professional Misconduct, that execution of suspension be stayed, and that he be placed on probation for three years on conditions including actual suspension for 90 days. Credit toward the period of actual suspension shall be given for the period of interim suspension which commenced on November 18, 1997 (*In re Young* (1989) 49 Cal.3d 257, 270). He is also ordered to comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its order regarding the stipulation filed February 19, 1998. It is also ordered that he take and pass the Multistate Professional Responsibility Examination and provide the State Bar Probation Unit with satisfactory evidence that he has passed the examination, within one year after the effective date of this order or during the period of his actual suspension, whichever is longer. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn. 8.) Costs are awarded to the State Bar pursuant to Business and Professions Code section 6086.10 and are payable in accordance with Business and Professions Code section 6140.7 (as amended effective January 1, 1997). This order is effective upon filing.

S069423      In re **James C. Lopez** on Discipline

It is ordered that **James C. Lopez** be suspended from the practice of law for 90 days, that execution of suspension be stayed, and that he be placed on probation for one year subject to the conditions of probation, including 30 days actual suspension, recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed February 6, 1998. Costs are awarded to the State Bar pursuant to Bus. & Prof. Code section 6086.10 and payable in accordance with Bus. & Prof. Code section 6140.7 as amended effective January 1, 1997.

S069424      In re **Carolyn Joan Wallace** on Discipline

It is ordered that **Carolyn Joan Wallace** be suspended from the practice of law for one year, that execution of suspension be stayed, and that she be placed on probation for two years subject to the conditions of probation recommended by the Hearing Department of the State Bar Court in its order regarding the stipulation filed February 3, 1998. Costs are awarded to the State Bar pursuant to Business and Professions Code section 6086.10 and those costs are payable in accordance with section 6140.7 (as amended effective January 1, 1997).

S071025      In the Matter of the Resignation of **Richard Leroy Turner**  
A Member of the State Bar of California

The voluntary resignation of **Richard Leroy Turner** as a member of the State Bar of California is accepted without prejudice to further proceedings in any disciplinary proceeding pending against him should he hereafter seek reinstatement. It is ordered that he comply with rule 955, California Rules of Court, and that he perform the acts specified in subdivisions (a) and (c) of that rule within 60 and 70 days, respectively, after the date this order is filed.\* Costs are awarded to the State Bar.

\*(See Business & Professions Code, § 6126, subd. (c).)



S071026      In the Matter of the Resignation of **George David Sakata**  
A Member of the State Bar of California

The voluntary resignation of **George David Sakata** as a member of the State Bar of California is accepted without prejudice to further proceedings in any disciplinary proceeding pending against him should he hereafter seek reinstatement. It is ordered that he comply with rule 955, California Rules of Court, and that he perform the acts specified in subdivisions (a) and (c) of that rule within 60 and 70 days, respectively, after the date this order is filed.\* Costs are awarded to the State Bar.

\*(See Business & Professions Code, § 6126, subd. (c).)